

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

ROBERT S. MATUSZCZAK, JR.,

Plaintiff,

v.

**7:10-CV-1337
(NAM/VEB)**

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

OF COUNSEL:

**Conboy, McKay Law Firm
307 State Street
Carthage, NY 13619
Counsel for Plaintiff**

Lawrence D. Hasseler, Esq.

**Office of Regional General Counsel
Social Security Administration
Region II
26 Federal Plaza - Room 3904
New York, NY 10278
Counsel for Defendant**

Amanda J. Lockshin, Esq.

NORMAN A. MORDUE, U. S. DISTRICT JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate Judge Victor E. Bianchini, duly filed on the 31st day of May 2012. Following fourteen (14) days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED that:

1. The Report-Recommendation is hereby adopted in its entirety.

2. The Commissioner is granted judgment on the pleadings and plaintiff's motion for judgment on the pleadings is denied. The complaint is dismissed and the Clerk of the Court is directed to enter judgment accordingly.

3. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case.

IT IS SO ORDERED.

Dated: June 21, 2012
Syracuse, New York



Honorable Norman A. Mordue
U.S. District Judge